

**BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO**

|                            |   |                     |
|----------------------------|---|---------------------|
| CRAIG B. WHARTON,          | ) |                     |
|                            | ) |                     |
| Claimant,                  | ) | <b>IC 00-504506</b> |
|                            | ) |                     |
| v.                         | ) | <b>ORDER</b>        |
|                            | ) |                     |
| STATE OF IDAHO, INDUSTRIAL | ) | Filed               |
| SPECIAL INDEMNITY FUND,    | ) | June 30, 2005       |
|                            | ) |                     |
| Defendant.                 | ) |                     |
| _____                      | ) |                     |

Pursuant to Idaho Code § 72-717, Referee Robert D. Barclay submitted the record in the above-entitled matter, together with his findings of fact and conclusions of law to the members of the Idaho Industrial Commission for their review. Each of the undersigned Commissioners has reviewed the record and the recommendation of the Referee. The Commission concurs with the recommendation. Therefore, the Commission approves, confirms, and adopts the Referee's proposed findings of fact and conclusions of law as its own.

Based upon the foregoing reasons, IT IS HEREBY ORDERED That:

1. ISIF is liable to Claimant under Idaho Code § 72-332.
2. ISIF is responsible for payment of full statutory benefits commencing 441 weeks and two days after March 24, 2004, the date Claimant was medically stable.
3. Pursuant to Idaho Code § 72-718, this decision is final and conclusive as to the matters adjudicated.

**ORDER - 1**

DATED This 30th day of June, 2005.

INDUSTRIAL COMMISSION

/s/\_\_\_\_\_  
Thomas E. Limbaugh, Chairman

/s/\_\_\_\_\_  
James F. Kile, Commissioner

/s/\_\_\_\_\_  
R. D. Maynard, Commissioner

ATTEST:

/s/\_\_\_\_\_  
Assistant Commission Secretary

**CERTIFICATE OF SERVICE**

I hereby certify that on the 30th day of June, 2005, a true and correct copy of the foregoing **Order** was served by regular United States Mail upon each of the following:

ALBERT MATSUURA  
GOICOECHEA LAW OFFICES  
PO BOX 2196  
POCATELLO ID 83206-2196

PAUL B RIPPEL  
HOPKINS RODEN CROCKETT HANSEN & HOOPES PLLC  
PO BOX 51219  
IDAHO FALLS ID 83405-1219

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/s/\_\_\_\_\_